

# Memorandum

San Francisco Police Department



**TO:** Fred H. Lau  
Chief of Police

APPROVED

YES

NO

**FROM:** Lieutenant John R. Hennessey  
Commanding Officer  
Management Control Division

\_\_\_\_\_☐ ☐  
\_\_\_\_\_☐ ☐  
\_\_\_\_\_☐ ☐

**DATE:** August 25, 2001

**SUBJECT: OFFICER INVOLVED DISCHARGE**      **M.C.D. – O.I.S. 012-98**  
Officer Ian Furminger # 1297  
Officer Jason Sawyer #1127  
Southern Station

## ISSUE:

Was the discharge of department firearms on October 6, 1998, by Officers Ian Furminger and Jason Sawyer of Southern Station in policy?

## DISCUSSION:

On October 6, 1998, at 2330 hours, while on uniformed patrol in the Southern Police District, as 3B13D in a marked department patrol wagon, Officers Ian Furminger and Jason Sawyer observed a male and [REDACTED] involved in a physical altercation on the passenger side of a Mercedes Benz which was parked curbside, mid-block on the West side of the 200 block of 6<sup>th</sup> Street. The vehicle was facing Southbound, and was situated between Howard and Tehama Streets. The officers believed they were witnessing a crime in progress, and parked their patrol wagon diagonally in front of the parked vehicle, which would block its forward movement. The officers then got out of the wagon, and approached the male and [REDACTED] on foot.

Utilizing standard police practice, the officers separated the male and [REDACTED] in order to ascertain the nature of the conflict. Officer Furminger took the male, Mr. John Smart, to rear of the Mercedes, on the street side of the vehicle, as Officer Sawyer interviewed the [REDACTED] at the front of the vehicle, with both officers attempting to maintain eye contact with each other.

During this preliminary investigation, Officer Furminger asked Mr. John Smart for his identification. Mr. Smart, without making any comment to Officer Furminger, walked to the driver's door of the vehicle, opened it, and got into the driver's seat. Officer Furminger immediately went to the passenger side of the vehicle, opened the

**OFFICER INVOLVED DISCHARGE****M.C.D. – O.I.D. 012-98****Officer Ian Furminger # 1297****Officer Jason Sawyer #1127****Southern Station**

passenger door, and observed that Mr. Smart had his hand positioned on the ignition key. Officer Furminger ordered Mr. Smart not to start the auto. Mr. John Smart ignored this command, and started the vehicle.

Mr. Smart revved the vehicle's engine, as he rapidly backed the vehicle Northbound on 6<sup>th</sup> Street, away from the patrol wagon. Officer Furminger attempted to flee from the vehicle, as he had his body leaning into passenger side of the vehicle, as the car door was open. The open passenger door struck Officer Furminger on his back, and pushed him in the same direction of the accelerating vehicle. Officer Furminger described feeling as though he was being pulled under the vehicle, and into its tires.

As the force of the door propelled Officer Furminger down the curb line, Officer Furminger's chest was pinned against a parking meter, as the vehicle's door continued to push against his back. The force was so violent that the impact bent the 2" metal post supporting the meter 5 degrees off center, and, bent the passenger door of the vehicle past its normal stopping point, buckling the door by the hinges.

After the bent door progressed past him, Officer Furminger was released from the parking meter and fell to the street. *"I was trying to get my breath back, I knew my wrist hurt a lot and I had pains around my upper body and legs. I was scared to death."*

As Officer Sawyer left [REDACTED] and ran toward his partner; Mr. John Smart continued to back his vehicle up 6<sup>th</sup> Street, stopping curbside just short of Howard Street. Mr. John Smart at this time had the options of fleeing East or West on Howard Street, or, North on 6<sup>th</sup> Street. Mr. Smart did not select any of these avenues of escape. Instead, he drove his vehicle Southbound on 6<sup>th</sup> Street, directly at Officer Furminger.

Officer Furminger related that he did not expect the vehicle to return to his location. As he rose from the street, he noticed the vehicle returning to his location. When by his estimation the vehicle was approximately ten feet away, *"I drew my gun because I believed I was going to be run over for the second time. I targeted the driver and shot. I wanted to stop the threat. I fired my weapon to save my life."*

*"I thought I was going to be struck again. The vehicle lunged at me and I drew my gun. I fired once or twice into the windshield and dove out of the way. I noticed that the car turned toward Jason."*

**OFFICER INVOLVED DISCHARGE****M.C.D. – O.I.D. 012-98****Officer Ian Furminger # 1297****Officer Jason Sawyer #1127****Southern Station**

Officer Sawyer said that he saw Officer Furminger draw his weapon and yell verbal commands while pointing his weapon at the vehicle. He could tell Officer Furminger was hurt because he was staggering. According to Officer Sawyer, it did not appear as though the driver was attempting to drive around Officer Furminger, but instead was driving right at him. Officer Sawyer and Furminger fired single shots simultaneously at the windshield of the vehicle as it proceed at Officer Furminger. The vehicle then changed course, and proceeded in the path of Officer Sawyer.

Officer Sawyer stated that he heard the vehicle's engine accelerate and noticed that it was still coming toward him. He said that he fired his weapon continuously while simultaneously backing away in an effort to get out of the oncoming vehicle's path. As he sidestepped the passing vehicle, Officer Sawyer continued to fire, stopping when he felt he was no longer in danger.

The vehicle of John Smart crashed into the wall of a building and the tires began to spin. Officer Sawyer was not certain if the tires were spinning in the direction of original travel, or, if the suspect was attempting to back up. *"I wasn't sure if the car was reversing or the car was going forward. So, because I didn't know if the threat was over, I raised my gun back up to the car and realized that my slide was locked back. I realized that I didn't have any ammunition. I dropped the magazine that was in the pistol. I took a new magazine and put it into the pistol and put the gun back into battery, and that's when I was giving my verbal commands and I begin to approach the vehicle to find out that John Smart was slumped over the wheel."*

The witness [REDACTED] related: *"His partner is asking him to stop. He shouts Halt! Halt! Halt! Stop the car! I think the driver panicked. He put it in drive. He kind of pushed it at the officer. As if, 'If you don't get out of my way Mother-fucker, I am going to run you over too!'"*

[REDACTED] believed that Officer Sawyer may have fired past the point of immediate danger. [REDACTED] related that: *"...I'll be honest I don't think he had to put as many bullets as he did. I think he could have shot the tires. He shot the man. I know a bullet hit into the windshield. He shot more shots rapidly. The driver is jerking. He lost control of the car, he's still driving but he is hit. He goes on the curb and hit the wall. The impact was pretty strong. The car could be moved. When he got ready to move, the officer let loose again. I am stunned. I am shocked. I'm saying man! He's letting him have it. I don't know if anyone else fired, but I know he's letting him have it."*

## OFFICER INVOLVED DISCHARGE

M.C.D. – O.I.D. 012-98

Officer Ian Furminger # 1297

Officer Jason Sawyer #1127

Southern Station

Another witness stated: *"... The cop was in line where he could hit him. He had enough room to escape the police officer. He was trying to run him down. I clearly saw that the officers didn't fire until he stepped on the gas. I heard twelve shots. I did not hear any more shots after the vehicle hit the wall."* The witness estimated that the entire incident spanned thirty seconds from beginning to end.

The autopsy performed by Dr. [REDACTED] of the Medical Examiner's Office revealed that Mr. John Smart had received four gunshot wounds, with the fatal wound being attributed to a round fired by Officer Sawyer. None of the wounds showed any evidence of soot, gunpowder residue, or stippling, which would indicate that none of shots were fired at close range. Blood tests of Mr. Smart [REDACTED] [REDACTED] A glass pipe of the type used to ingest crack cocaine was also found on his person.

The Crime Lab recovered thirteen shell casings at the scene of the shooting, and four bullets or bullet fragments. Officer Sawyer's weapon was identified as having fired twelve of the thirteen shell cases. It was determined that Officer Furminger's weapon had only been fired once. During the autopsy, Dr. [REDACTED] recovered an additional expended round from the body of John Smart.

Subsequent investigation revealed that Mr. John Smart had been a regular visitor to the Tenderloin and South of Market area for the purpose of purchasing crack cocaine. He normally purchased from [REDACTED] a self-admitted drug dealer. [REDACTED] related that [REDACTED] sold to Mr. Smart on the average of three times a week, with Mr. Smart sometimes making up to three purchases in a single night. [REDACTED] related that on October 6, 1998, he sold Mr. Smart seven "10 shots", or seventy dollars worth of crack cocaine.

### CONCLUSION:

The Management Control Division investigation into the firearms discharge by Officers Ian Furminger and Jason Sawyer of Southern Station on the night of October 6, 1998, demonstrates that the firearms use was justified under the cited Department General Orders and California Penal Code.

The investigation by the Management Control Division found that Officers Ian Furminger #1297, and Jason Sawyer #1127 were in compliance with Department Policy and Department General Orders as follows:

## OFFICER INVOLVED DISCHARGE

M.C.D. – O.I.D. 012-98

Officer Ian Furminger # 1297

Officer Jason Sawyer #1127

Southern Station

Another witness stated: *"... The cop was in line where he could hit him. He had enough room to escape the police officer. He was trying to run him down. I clearly saw that the officers didn't fire until he stepped on the gas. I heard twelve shots. I did not hear any more shots after the vehicle hit the wall."* The witness estimated that the entire incident spanned thirty seconds from beginning to end.

The autopsy performed by Dr. Glen Nazareno of the Medical Examiner's Office revealed that Mr. John Smart had received four gunshot wounds, with the fatal wound being attributed to a round fired by Officer Sawyer. None of the wounds showed any evidence of soot, gunpowder residue, or stippling, which would indicate that none of shots were fired at close range. Blood tests of Mr. Smart [REDACTED] [REDACTED] A glass pipe of the type used to ingest crack cocaine was also found on his person.

The Crime Lab recovered thirteen shell casings at the scene of the shooting, and four bullets or bullet fragments. Officer Sawyer's weapon was identified as having fired twelve of the thirteen shell cases. It was determined that Officer Furminger's weapon had only been fired once. During the autopsy, Dr. Glen Nazareno recovered an additional expended round from the body of John Smart.

Subsequent investigation revealed that Mr. John Smart had been a regular visitor to the Tenderloin and South of Market area for the purpose of purchasing crack cocaine. He normally purchased from [REDACTED] a self-admitted drug dealer. [REDACTED] related that [REDACTED] sold to Mr. Smart on the average of three times a week, with Mr. Smart sometimes making up to three purchases in a single night. [REDACTED] related that on October 6, 1998, he sold Mr. Smart seven "10 shots", or seventy dollars worth of crack cocaine.

### CONCLUSION:

The Management Control Division investigation into the firearms discharge by Officers Ian Furminger and Jason Sawyer of Southern Station on the night of October 6, 1998, demonstrates that the firearms use was justified under the cited Department General Orders and California Penal Code.

The investigation by the Management Control Division found that Officers Ian Furminger #1297, and Jason Sawyer #1127 were in compliance with Department Policy and Department General Orders as follows:

**OFFICER INVOLVED DISCHARGE**

**M.C.D. – O.I.D. 012-98**

**Officer Ian Furminger # 1297**

**Officer Jason Sawyer #1127**

**Southern Station**

- On-View incident, possible assault. Upon observing a struggle between a male and [REDACTED] in a parked car, the officers stopped their vehicle and conducted an initial investigation.

Compliance with Department General Order 2.01, Rule 2. (General Rules of Conduct) "Attention to Duty"

- Separation and detention of both combatants for the purpose of establishing the possibility of a criminal act by either party.

Compliance with Department General Order 5.03, I, A, B, C, and D. (Investigative Detentions) "Detentions" "Reasonable Suspicion" "Length of Detentions" "Requests for Identification"

- Officer Furminger orders Mr. Smart not to start the engine of his vehicle after Mr. Smart entered the car when asked for identification.

Compliance with Department General Order 5.02, I, C, 3. (Use of Firearms) "Verbal Warnings"

- Escalation of Criminality by Mr. John Smart. John Smart fled from a lawful detention, using his vehicle to injure Officer Furminger in his escape, and ignoring orders to stop.

Violation of §148 of the California Penal Code "Resist, Obstruct, Delay of Peace Officer or EMT."

- Mr. John Smart uses his vehicle to injure Officer Furminger in an effort to escape. Then, when presented with safe avenues to escape his situation in any of three different directions after pinning Officer Furminger against the parking meter, Mr. Smart elects to drive his auto directly at the injured Officer Furminger, and subsequently at Officer Sawyer.

Violation of §245 (c) of the California Penal Code (Felony) "Assault with a deadly weapon on a Peace Officer or Firefighter."

- Officers Furminger and Sawyer draw their weapons in response to actions by Mr. Smart.



**OFFICER INVOLVED DISCHARGE****M.C.D. – O.I.D. 012-98****Officer Ian Furminger # 1297****Officer Jason Sawyer #1127****Southern Station**

Compliance with Department General Order 5.02. I, B, 2. (Use of Firearms) "Drawing Firearms"

- Officer Sawyer and witnesses hear Officer Furminger warning John Smart to stop his vehicle as he draws his firearm in response to vehicle approaching him following the initial assault.

Compliance with Department General Order 5.02, I, A, 3. (Use of Firearms) "Verbal Warnings"

- Officers Furminger and Sawyer discharge their firearms, one round each, at Mr. John Smart as he drives his vehicle directly at the injured Officer Furminger as he stands on 6<sup>th</sup> Street between Tehema and Howard Streets.

Compliance with Department General Order 5.02, I, C, 1. (Use of Firearms) "Discharge of Firearms" (Exception under I, C, 5, b.) and §835a of the California Penal Code.

- Officer Sawyer discharges his firearm at Mr. John Smart when Mr. Smart changes the direction of the approaching vehicle from Officer Furminger to Officer Sawyer.

Compliance with Department General Order 5.02, I, C, 1. (Use of Firearms) "Discharge of Firearms" (Exception under I, C, 5, b.) and §835a of the California Penal Code.

**RECOMMENDATION:**

Officer Ian Furminger #1297

Firearms Discharge – IN POLICY  
PROPER CONDUCT

Officer Jason Sawyer #1127

Firearms Discharge – IN POLICY  
PROPER CONDUCT



POLICE DEPARTMENT  
**CITY AND COUNTY OF SAN FRANCISCO**  
THOMAS J. CAHILL HALL OF JUSTICE  
850 BRYANT STREET  
SAN FRANCISCO, CALIFORNIA 94103

**FRED H. LAU**  
CHIEF OF POLICE

August 31, 2001

The Commanding Officer of the Management Control Division recommends that this case be classified as indicated:

**CATEGORY**

**RECOMMENDATION**

**WEAPONS DISCHARGE**  
Officer Ian Furminger #1297

**IN POLICY/PROPER CONDUCT**

**WEAPONS DISCHARGE**  
Officer Jason Sawyer #1127

**IN POLICY/PROPER CONDUCT**

I Concur

I do not Concur

**FRED H. LAU**  
Chief of Police

Date

Ref: OIS-MCD Case #012-98

/s/



**MANAGEMENT CONTROL DIVISION  
CASE EVALUATION**



Evaluation by Lieutenant John R. Hennessey  
M.C.D. Case # O.I.S. 012-98

August 25, 2001

**EMPLOYEE INVOLVED:**

Officer Ian Furminger #1297  
Officer Jason Sawyer #1127  
Southern Station

**ACCUSATION:**

Weapons Discharge

**FINDINGS:**

On October 6, 1998, at 2330 hours, while on uniformed patrol in the Southern Police District, as 3B13D in a marked department patrol wagon, Officers Ian Furminger and Jason Sawyer observed a male and [REDACTED] involved in a physical altercation on the passenger side of a Mercedes Benz which was parked curbside, mid-block on the West side of the 200 block of 6<sup>th</sup> Street. The vehicle was facing Southbound, and was situated between Howard and Tehama Streets. The officers believed they were witnessing a crime in progress, and parked their patrol wagon diagonally in front of the parked vehicle, which would block its forward movement. The officers then got out of the wagon, and approached the male and [REDACTED] on foot.

Utilizing standard police practice, the officers separated the male and [REDACTED] in order to ascertain the nature of the conflict. Officer Furminger took the male, Mr. John Smart, to rear of the Mercedes, on the street side of the vehicle, as Officer Sawyer interviewed the [REDACTED] at the front of the vehicle, with both officers attempting to maintain eye contact with each other.

During this preliminary investigation, Officer Furminger asked Mr. John Smart for his identification. Mr. Smart, without making any comment to Officer Furminger, walked to the driver's door of the vehicle, opened it, and got into the driver's seat. Officer Furminger immediately went to the passenger side of the vehicle, opened the passenger door, and observed that Mr. Smart had his hand positioned on the ignition key. Officer Furminger ordered Mr. Smart not to start the auto. Mr. John Smart ignored this command, and started the vehicle.

August 25, 2001

Mr. Smart revved the vehicle's engine, as he rapidly backed the vehicle Northbound on 6<sup>th</sup> Street, away from the patrol wagon. Officer Furminger attempted to flee from the vehicle, as he had his body leaning into passenger side of the vehicle, as the car door was open. The open passenger door struck Officer Furminger on his back, and pushed him in the same direction of the accelerating vehicle. Officer Furminger described feeling as though he was being pulled under the vehicle, and into its tires.

As the force of the door propelled Officer Furminger down the curb line, Officer Furminger's chest was pinned against a parking meter, as the vehicle's door continued to push against his back. The force was so violent that the impact bent the 2" metal post supporting the meter 5 degrees off center, and, bent the passenger door of the vehicle past its normal stopping point, buckling the door by the hinges.

After the bent door progressed past him, Officer Furminger was released from the parking meter and fell to the street. *"I was trying to get my breath back, I knew my wrist hurt a lot and I had pains around my upper body and legs. I was scared to death."*

As Officer Sawyer left [REDACTED] and ran toward his partner; Mr. John Smart continued to back his vehicle up 6<sup>th</sup> Street, stopping curbside just short of Howard Street. Mr. John Smart at this time had the options of fleeing East or West on Howard Street, or, North on 6<sup>th</sup> Street. Mr. Smart did not select any of these avenues of escape. Instead, he drove his vehicle Southbound on 6<sup>th</sup> Street, directly at Officer Furminger.

Officer Furminger related that he did not expect the vehicle to return to his location. As he rose from the street, he noticed the vehicle returning to his location. When by his estimation the vehicle was approximately ten feet away, *"I drew my gun because I believed I was going to be run over for the second time. I targeted the driver and shot. I wanted to stop the threat. I fired my weapon to save my life."*

*"I thought I was going to be struck again. The vehicle lunged at me and I drew my gun. I fired once or twice into the windshield and dove out of the way. I noticed that the car turned toward Jason."*

Officer Sawyer said that he saw Officer Furminger draw his weapon and yell verbal commands while pointing his weapon at the vehicle. He could tell Officer Furminger was hurt because he was staggering. According to Officer Sawyer, it did not appear as though the driver was attempting to drive around Officer Furminger, but instead was driving right at him. Officer Sawyer and Furminger fired single shots simultaneously at the windshield of the vehicle as it proceeded at Officer Furminger. The vehicle then changed course, and proceeded in the path of Officer Sawyer.

August 25, 2001

Officer Sawyer stated that he heard the vehicle's engine accelerate and noticed that it was still coming toward him. He said that he fired his weapon continuously while simultaneously backing away in an effort to get out of the oncoming vehicle's path. As he sidestepped the passing vehicle, Officer Sawyer continued to fire, stopping when he felt he was no longer in danger.

The vehicle of John Smart crashed into the wall of a building and the tires began to spin. Officer Sawyer was not certain if the tires were spinning in the direction of original travel, or, if the suspect was attempting to back up. *"I wasn't sure if the car was reversing or the car was going forward. So, because I didn't know if the threat was over, I raised my gun back up to the car and realized that my slide was locked back. I realized that I didn't have any ammunition. I dropped the magazine that was in the pistol. I took a new magazine and put it into the pistol and put the gun back into battery, and that's when I was giving my verbal commands and I begin to approach the vehicle to find out that John Smart was slumped over the wheel."*

The witness [REDACTED] related: *"His partner is asking him to stop. He shouts Halt! Halt! Halt! Stop the car! I think the driver panicked. He put it in drive. He kind of pushed it at the officer. As if, 'If you don't get out of my way Mother-fucker, I am going to run you over too!'"*

[REDACTED] believed that Officer Sawyer may have fired past the point of immediate danger. [REDACTED] related that: *"...I'll be honest I don't think he had to put as many bullets as he did. I think he could have shot the tires. He shot the man. I know a bullet hit into the windshield. He shot more shots rapidly. The driver is jerking. He lost control of the car, he's still driving but he is hit. He goes on the curb and hit the wall. The impact was pretty strong. The car could be moved. When he got ready to move, the officer let loose again. I am stunned. I am shocked. I'm saying man! He's letting him have it. I don't know if anyone else fired, but I know he's letting him have it."*

Another witness stated: *"...The cop was in line where he could hit him. He had enough room to escape the police officer. He was trying to run him down. I clearly saw that the officers didn't fire until he stepped on the gas. I heard twelve shots. I did not hear any more shots after the vehicle hit the wall."* The witness estimated that the entire incident spanned thirty seconds from beginning to end.

The autopsy performed by Dr. [REDACTED] of the Medical Examiner's Office revealed that Mr. John Smart had received four gunshot wounds, with the fatal wound being attributed to a round fired by Officer Sawyer. None of the wounds showed any evidence of soot, gunpowder residue, or stippling, which would indicate that none of shots were

August 25, 2001

fired at close range. Blood tests of Mr. Smart [REDACTED]  
[REDACTED]. A glass pipe of the type used to ingest crack cocaine was also found on his person.

The Crime Lab recovered thirteen shell casings at the scene of the shooting, and four bullets or bullet fragments. Officer Sawyer's weapon was identified as having fired twelve of the thirteen shell cases. It was determined that Officer Furminger's weapon had only been fired once. During the autopsy, Dr. [REDACTED] recovered an additional expended round from the body of John Smart.

Subsequent investigation revealed that Mr. John Smart had been a regular visitor to the Tenderloin and South of Market area for the purpose of purchasing crack cocaine. He normally purchased from Mr. Charles Faison, a self-admitted drug dealer. [REDACTED] related that he sold to Mr. Smart on the average of three times a week, with Mr. Smart sometimes making up to three purchases in a single night. [REDACTED] related that on October 6, 1998, he sold Mr. Smart seven "10 shots", or seventy dollars worth of crack cocaine.

The investigation by the Management Control Division found that Officers Ian Furminger #1297, and Jason Sawyer #1127 were in compliance with Department Policy and Department General Orders as follows:

- On-View incident, possible assault. Upon observing a struggle between a male and [REDACTED] in a parked car, the officers stopped their vehicle and conducted an initial investigation.

Compliance with Department General Order 2.01, Rule 2. (General Rules of Conduct) "Attention to Duty"

- Separation and detention of both combatants for the purpose of establishing the possibility of a criminal act by either party.

Compliance with Department General Order 5.03, I, A, B, C, and D.  
(Investigative Detentions) "Detentions" "Reasonable Suspicion" "Length of Detentions" "Requests for Identification"

- Officer Furminger orders Mr. Smart not to start the engine of his vehicle after Mr. Smart entered the car when asked for identification.

Compliance with Department General Order 5.02, I, C, 3. (Use of Firearms)  
"Verbal Warnings"

August 25, 2001

- Escalation of Criminality by Mr. John Smart. John Smart fled from a lawful detention, using his vehicle to injure Officer Furminger in his escape, and ignoring orders to stop.

Violation of §148 of the California Penal Code "Resist, Obstruct, Delay of Peace Officer or EMT."

- Mr. John Smart uses his vehicle to injure Officer Furminger in an effort to escape. Then, when presented with safe avenues to escape his situation in any of three different directions after pinning Officer Furminger against the parking meter, Mr. Smart elects to drive his auto directly at the injured Officer Furminger, and subsequently at Officer Sawyer.

Violation of §245 (c) of the California Penal Code (Felony) "Assault with a deadly weapon on a Peace Officer or Firefighter."

- Officers Furminger and Sawyer draw their weapons in response to actions by Mr. Smart.

Compliance with Department General Order 5.02. I, B, 2. (Use of Firearms) "Drawing Firearms"

- Officer Sawyer and witnesses hear Officer Furminger warning John Smart to stop his vehicle as he draws his firearm in response to vehicle approaching him following the initial assault.

Compliance with Department General Order 5.02, I, A, 3. (Use of Firearms) "Verbal Warnings"

- Officers Furminger and Sawyer discharge their firearms, one round each, at Mr. John Smart as he drives his vehicle directly at the injured Officer Furminger as he stands on 6<sup>th</sup> Street between Tehema and Howard Streets.

Compliance with Department General Order 5.02, I, C, 1. (Use of Firearms) "Discharge of Firearms" (Exception under I, C, 5, b.) and §835a of the California Penal Code.

- Officer Sawyer discharges his firearm at Mr. John Smart when Mr. Smart changes the direction of the approaching vehicle from Officer Furminger to Officer Sawyer.

Compliance with Department General Order 5.02, I, C, 1. (Use of Firearms) "Discharge of Firearms" (Exception under I, C, 5, b.) and §835a of the California Penal Code.

The Management Control Division investigation into the firearms discharge by Officers Ian Furminger and Jason Sawyer of Southern Station on the night of October 6, 1998, demonstrates that the firearms use was justified under the cited Department General Orders and California Penal Code.

---

#### **RECOMMENDATION**

**Officer Ian Furminger #1297**

**Firearms Discharge – IN POLICY  
PROPER CONDUCT**

**Officer Jason Sawyer #1127**

**Firearms Discharge – IN POLICY  
PROPER CONDUCT**



FRED H. LAU  
CHIEF OF POLICE

POLICE DEPARTMENT  
CITY AND COUNTY OF SAN FRANCISCO

THOMAS J. CAHILL HALL OF JUSTICE  
850 BRYANT STREET  
SAN FRANCISCO, CALIFORNIA 94103

January 7, 2002

Honorable Police Commissioners  
San Francisco Police Commission  
850 Bryant Street, Room #505  
San Francisco, CA 94103

Re: Firearms Discharge; OIS-MCD Case #012-98

Dear Commissioners:

This letter summarizes the investigative report of the above referenced Firearms Discharge. This summary is directed to the Commission pursuant to Section II. F. 1, of Department General Order 8.11.

After a thorough review of the incident, the Homicide Detail investigation, the Management Control Division investigative report, and upon having received a letter of clearance from the Office of the District Attorney, the incident is summarized as follows:

On October 6, 1998, at 2330 hours, while on uniformed patrol in the Southern Police District in a marked department patrol wagon, two patrol officers observed a male and [REDACTED] involved in a physical altercation on the sidewalk near the passenger side of a Mercedes Benz which was parked curbside, mid-block on the West side of the 200 block of 6<sup>th</sup> Street. The vehicle was facing Southbound, and was situated between Howard and Tehama Streets. The officers believed they were witnessing a crime in progress, and parked their patrol wagon diagonally in front of the parked vehicle, which would block its forward movement. The officers then got out of the wagon, and approached the male and [REDACTED] on foot.

Utilizing standard police practice, the officers separated the male and [REDACTED] in order to ascertain the nature of the conflict. One officer, Officer One, took the male, to rear of the Mercedes, on the street side of the vehicle, the other officer, Officer Two, interviewed the [REDACTED] at the front of the vehicle, with both officers attempting to maintain eye contact with each other.

During this preliminary investigation, Officer One asked the male for his identification. The man, without making any comment to the officer, walked to



Re: Firearms Discharge; OIS-MCD Case #012-98

the driver's door of the vehicle, opened it, and got into the driver's seat. The officer immediately went to the passenger side of the vehicle, opened the passenger door, and observed that the man had his hand positioned on the ignition key. Officer One ordered the male suspect not to start the auto. The suspect ignored this command, and started the vehicle.

The man revved the vehicle's engine, as he rapidly backed the vehicle Northbound on 6<sup>th</sup> Street, away from the patrol wagon. The officer attempted to flee from the vehicle, as he had his body leaning into passenger side of the vehicle, and the car door was open. The open passenger door struck the officer on his back, and pushed him in the same direction of the accelerating vehicle. Officer One described feeling as though he was being pulled under the vehicle, and into its tires.

As the force of the door propelled the officer down the curb line, the officer's chest was pinned against a parking meter, as the vehicle's door continued to push against his back. The force was so violent that the impact bent the 2" metal post supporting the meter 5 degrees off center, and, bent the passenger door of the vehicle past its normal stopping point, buckling the door by the hinges.

After the bent door progressed past him, Officer One was released from the parking meter and fell to the street. *"I was trying to get my breath back, I knew my wrist hurt a lot and I had pains around my upper body and legs. I was scared to death."*

As Officer Two left the [REDACTED] and ran toward his partner, the suspect continued to back his vehicle up 6<sup>th</sup> Street, stopping curbside just short of Howard Street. At this point the suspect had the options of fleeing East or West on Howard Street, or, North on 6<sup>th</sup> Street. The suspect did not select any of these avenues of escape. Instead, he drove his vehicle Southbound on 6<sup>th</sup> Street, directly at the injured Officer One.

Officer One related that he did not expect the vehicle to return to his location. As he rose from the street, he noticed the vehicle returning to his location. When by his estimation the vehicle was approximately ten feet away, *"I drew my gun because I believed I was going to be run over for the second time. I targeted the driver and shot. I wanted to stop the threat. I fired my weapon to save my life."*

Officer Two said that he saw Officer One draw his weapon and yell verbal commands while pointing his weapon at the vehicle. He could tell his partner was hurt because he was staggering. Officer Two, it did not appear as though the

Re: Firearms Discharge; OIS-MCD Case #012-98

driver was attempting to drive around his partner, but instead was driving right at him. Both officers fired single shots simultaneously at the windshield of the vehicle as it proceeded at Officer One. The vehicle then changed course, and proceeded in the path of Officer Two.

Officer Two stated that he heard the vehicle's engine accelerate and noticed that it was still coming toward him. He said that he fired his weapon continuously while simultaneously backing away in an effort to get out of the oncoming vehicle's path. As he sidestepped the passing vehicle, the second officer continued to fire, stopping when he felt he was no longer in danger.

The vehicle crashed into the wall of a building and the tires began to spin. Officer Two was not certain if the tires were spinning in the direction of original travel, or, if the suspect was attempting to back up. *"I wasn't sure if the car was reversing or the car was going forward. So, because I didn't know if the threat was over, I raised my gun back up to the car and realized that my slide was locked back. I realized that I didn't have any ammunition. I dropped the magazine that was in the pistol. I took a new magazine and put it into the pistol and put the gun back into battery, and that's when I was giving my verbal commands and I begin to approach the vehicle to find out (the driver) was slumped over the wheel."*

The [REDACTED] witness related: *"His partner is asking him to stop. He shouts Halt! Halt! Halt! Stop the car! I think the driver panicked. He put it in drive. He kind of pushed it at the officer. As if, 'If you don't get out of my way Mother-fucker, I am going to run you over too!'"*

Subsequent investigation revealed that the suspect had been a regular visitor to the Tenderloin and South of Market area for the purpose of purchasing [REDACTED]. He normally purchased from a self-admitted [REDACTED]. This subject related that he sold to the suspect on the average of three times a week, with the suspect sometimes making up to three purchases in a single night. This drug dealer related that on October 6, 1998, he sold the suspect seven "[REDACTED]", or, seventy dollars worth of [REDACTED].

This investigation did not reveal any violations of present department policy. However, recognizing that many of our officer involved shootings center around vehicle stops, pursuit terminations, and felony arrests involving vehicles, I have initiated a review of this pattern of firearms use. I directed the Commanding Officer of the Training Division to convene a panel of in-house experts to review present department policy, present training curricula, O.C.C. recommendations,

Re: Firearms Discharge; OIS-MCD Case #012-98

and statewide training practices to determine what, if any, changes should be made in our present policy in this area.

Further, pursuant to Section II. F. 2 of Department General Order 8.11, a copy of this investigation and review of the incident has been forwarded to the Office of Citizen Complaints.

Sincerely,



FRED H. LAU  
Chief of Police

Enclosures

Copy: Management Control Division  
Office of Citizen Complaints

/olb

## MANAGEMENT CONTROL DIVISION CASE

Case No.

OIS-012-98

(2) Day, Date, Time Received

WED 10/07/98 0900

(3) How Received

☐ PERSON ☐ LETTER ☐ PHONE ☐ SFPD

(4) Complainant (Primary) Last Name First

SFPD

(5) Complainant's Address

City

Zip

(6) Complainant's Home Phone/Business Phone (Including area code)

(7) ODL#, D.O.B., SS#

(8) Complainant (Secondary)

(9) Complainant's Address

City

Zip

(10) Complainant's Home Phone/Business Phone

(11) California Driver's License/Identification Card No.

(12) Place of Occurrence

200 Block 6th Street

District of Occurrence

Co. B

(13) Day, Date, Time of Occurrence

Tues 10/06/98 2327 Hours

(14) In Uniform?

☒ YES ☐ NO ☐ UNK.

(15) Type of Misconduct

☐ UNNECESSARY FORCE☐ UNWARRANTED ACTIONS☐ CONDUCT UNBECOMING AN OFFICER☐ NEGLIGENCE OF DUTY

(16) Activity Being Performed

☐ Failure to Appear☐ ARREST ☐ BOOKING ☐ CITATION WRITING ☐ CUSTODY☐ INVESTIGATION ☐ OFF-DUTY ☐ PATROL ☐ REPORTS ☐ TELEPHONE☐ TRAFFIC DIRECTION ☐ SECONDARY EMPLOYMENT

(17) Day, Date Assigned

(Thursday) 10-8-98

(18) Investigation Assigned To

SGT. JONES

(19) Allegation Against

☐ PERSONNEL ☐ PROCEDURE ☐ POLICY

Civil Svc. Class.

Person(s) and ID or Star Number(s) Involved

Assignment/Unit Involved

Q-2

FURMINGER, IAN #1297

Co. B

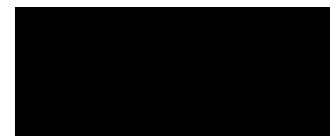
Q-2

SAWYER JASON #1127

Co. B

Remarks:

Referred by:



1669

AN INVESTIGATION OF INCIDENT CASE #981286432, A OFFICER INVOLVED SHOOTING INVOLVING OFFICER JASON SAWYER #1127 AND OFFICER IAN FURMINGER #1297 IS BEING CONDUCTED IN COMPLIANCE WITH DEPARTMENT GENERAL ORDER 8.11.

(21) COMPLAINT TAKEN BY

SGT. H. JONES

BUR/DIV/DETAIL MCD

DATE/HOUR 10/07/98 0900

**CONFIDENTIAL**  
(PEACE OFFICER PERSONNEL RECORD)



**SAN FRANCISCO POLICE DEPARTMENT**

**OFFICER INVOLVED SHOOTING/DISCHARGE DATA SHEET**

MCD NO:      

**INCIDENT INFORMATION** (A separate sheet must be completed for each officer)

Incident Number: 891286432 CAD No. 982793285  
Occurrence Date: 10/6/98 Time: 2318 Day of Week: TUES  
District of Occurrence: B Type of Location: PUBLIC STREET  
Involved Officer's Unit ID: 3B13N No. of Officers in Unit: TWO  
No. of Officers Present at Discharge: TWO Call Type (Radio Code): 0/V 418

**OFFICER INFORMATION**

Name of Officer: IAN FURMINGER  
Star: 1297 Rank: Q2

**OFFICER'S WEAPON INFORMATION**

Type (P)istol, (R)evolver, (S)hotgun, (O)ther: AUTO Did Officer's Firearm malfunction (Y/N): N  
Officer used authorized Weapon (Y/N) Y Ammunition (Y/N) Y Was discharge intentional (Y/N)? Y  
Weapon Make: BARNETT Model: 96G Caliber: 40 Magazine capacity: 11 rounds.  
Was weapon modified in any manner (Y/N)? N Describe modifications \_\_\_\_\_

**TARGET INFORMATION**

Subject/Target was: MALE SUSPECT Was target an animal (Y/N): N  
Did officer know or suspect that subject was armed (Y/N): Y With what? VEH.  
Weapon actually possessed by subject (circle): Pistol Revolver Shotgun Long-Gun Knife Club Other VEH  
Number of shots fired by Officer: 1 Number of hits on target: UNK  
Number of subjects: Involved 1 Killed 1 Injured \_\_\_\_\_  
Number of this officer's shots causing gun shot wounds (GSW's): UNK No. of GSW's: NINE  
Subject Name: UNK Race: W Sex: M DOB: 1 1 \_\_\_\_\_  
Prior Criminal History (enter SF No., CII No., FBI No., None or Unknown): \_\_\_\_\_

**OTHER OBJECTS INFORMATION**

Number of other objects hit by officers shots: 1 Type of property damaged WINDOW & WALL

**CONFIDENTIAL**  
(PEACE OFFICER PERSONNEL RECORD)



**SAN FRANCISCO POLICE DEPARTMENT**

**OFFICER INVOLVED SHOOTING/DISCHARGE DATA SHEET**

MCD NO:

**INCIDENT INFORMATION** (A separate sheet must be completed for each officer)

Incident Number: 28 891286432 CAD No. 982793285  
Occurrence Date: 10/6/98 Time: 2318 Day of Week: TUES  
District of Occurrence: B Type of Location: PUBLIC STREET  
Involved Officer's Unit ID: 3B130 No. of Officers in Unit: TWO  
No. of Officers Present at Discharge: TWO Call Type (Radio Code): O/V 418

**OFFICER INFORMATION**

Name of Officer: JASON SAWYER  
Star: 1127 Rank: O-2

**OFFICER'S WEAPON INFORMATION**

Type (P)istol (R)evolver, (S)hotgun, (O)ther: SEM1 AUTO Did Officer's Firearm malfunction (Y/N): N  
Officer used authorized Weapon (Y/N) Y Ammunition (Y/N) Y Was discharge intentional (Y/N)? Y  
Weapon Make: BARETTA Model: 96G Caliber: 40 Magazine capacity: 11 rounds.  
Was weapon modified in any manner (Y/N)? N Describe modifications \_\_\_\_\_

**TARGET INFORMATION**

Subject/Target was: MALE SUSPECT Was target an animal (Y/N): N  
Did officer know or suspect that subject was armed (Y/N): Y With what? VEH.  
Weapon acutally possessed by subject (circle): Pistol Revolver Shotgun Long-Gun Knife Club Other NONE  
Number of shots fired by Officer: APPROX 9 Number of hits on target: POSSIBLY 9  
Number of subjects: Involved 1 Killed 1 Injured \_\_\_\_\_  
Number of this officer's shots causing gun shot wounds (GSW's): POSS 9 No. of GSW's: POSSIBLY 9  
Subject Name: UNK @ THIS TIME Race: W Sex: M DOB: 1 1  
Prior Criminal History (enter SF No., CII No., FBI No., None or Unknown): \_\_\_\_\_

**OTHER OBJECTS INFORMATION**

Number of other objects hit by officers shots: APT Type of property damaged WINDOW & WALL



INCIDENT NO. 981286404

Records - Original

page 1 of 18

ARREST MADE ☐SUSP. KNOWN ☐SUSP. UNK ☒NON. SUSP. INCIDENT ☐

HEADLINE	TYPE OF INCIDENT <b>ASSAULT, AGGRAVATED, WITH OTHER WEAPON ON P.O. / SEE NARRATIVE</b>		INITIAL SUPP. <input type="checkbox"/>	CAD NO. <b>981286404</b>
	REPORTING UNIT <b>3B14D</b>	DATE / TIME OF OCCURRENCE (S) <b>Oct/6/98 11:26 pm</b>	DATE / TIME REPORTED TO POLICE <b>Oct/06/1998 11:28 pm</b>	
DECLAR	LOCATION OF OCCURRENCE <b>6TH STREET</b>		LOCATION SENT TO <b>"ON-VIEW"</b>	
	REPORTED TO BUREAU / OPS CENTER (NAME / STAR / DATE / TIME) <b>LT. ROBINSON 1458 Oct/07/1998 1:20 am</b>		DOMESTIC VIOLENCE (TYPE WEAPON USED) <input type="checkbox"/>	
ASSIGN	I DECLARE, UNDER PENALTY OF PERJURY, THIS REPORT OF <b>18</b> PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE, OR IS BASED ON INFORMATION AND BELIEF FOLLOWING AN INVESTIGATION OF THE EVENTS AND PARTIES INVOLVED. PROP 115 CERTIFIED: <b>5 YRS</b> <input type="checkbox"/> <b>POST TRAINING</b> <input checked="" type="checkbox"/>		Elder Abuse <input type="checkbox"/> Gang Related <input type="checkbox"/> JUV. SUBJECT <input type="checkbox"/> PREJUDICE BASED <input type="checkbox"/>	
	REPORTING OFFICER (PRINT) <b>MANUEL BONILLA JR.</b> STAR <b>1093</b>		SIGNATURE <b>[Signature]</b>	
RP CODES: N NOTIFY; P PARENT; R REPORTTEE; V VICTIM; W WITNESS	STATION <b>SOUTHERN</b>		OIC APPROVAL (PRINT INITIALS / STAR) <b>LT. Y. M. [Signature]</b>	
	WATCH <b>21-07</b>		REPORT REVIEWED BY (PRINT NAME / STAR) <b>Sgt. C. Tom #1175</b>	
R E P O R T E E	ASSIGN TO <b>54200</b> INCIDENT CODES <b>04073 61030</b>		ASSIGNED BY (PRINT INITI / STAR) <b>MB/1093</b>	
	HOW CLEARED <b>HOMICIDE 12</b>		COPY TO <input checked="" type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/>	
S U S P E C T	RACE CODES: <b>N</b> NOTIFY; <b>P</b> PARENT; <b>R</b> REPORTTEE; <b>V</b> VICTIM; <b>W</b> WITNESS		RACE CODES: <b>A; B; F; H; I; O; U; W</b>	
	CODE <b>R 1</b> NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS <b>OFFICER M. BONILLA S.F.P.D. #1093</b>		RACE <b>W</b> SEX <b>M</b> DOB/AGE <b>7-11-1968</b> RESIDENCE PHONE (DAY / NIGHT) <b>(415) 553-1373 N</b>	
S U S P E C T	RESIDENCE ADDRESS/ CITY IF NOT SAN FRANCISCO <b>850 BRYANT STREET "CO. B"</b>		ZIP CODE <b>94103</b>	
	BUSINESS ADDRESS/NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO <b>850 BRYANT STREET "CO. B"</b>		ZIP CODE <b>94103</b>	
S U S P E C T	EXTENT OF INJURY / TREATMENT <b>[Redacted]</b>		VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE <b>[Redacted]</b>		FOLLOW-UP FORM YES <input type="checkbox"/> NO <input type="checkbox"/>	
S U S P E C T	SIGNATURE OF PARTY REPORTING MISSING PERSON <b>[Redacted]</b>		CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	
	293 PC NOTIFICATION SEX OFFENSE CASE ONLY YES <input type="checkbox"/> NO <input type="checkbox"/>		STAR <b>1093</b> ADD'L RP'S <input checked="" type="checkbox"/>	
S U S P E C T	SUBJECT CODES: <b>A</b> ADMONISHED; <b>B</b> BOOKED; <b>C</b> CITED; <b>D</b> DETAINED; <b>E</b> EXONERATED; <b>F</b> FOUND; <b>M</b> MISSING; <b>S</b> SUSPECT; <b>X</b> DIVERTED		RACE CODES: <b>A; B; F; H; I; O; U; W</b>	
	CODE <b>S 1</b> NAME (LAST, FIRST, MIDDLE) <b>"JOHN DOE 113"</b>		RACE <b>W</b> SEX <b>M</b> DOB/AGE <b>7-11-1968</b> ALIAS <b>[Redacted]</b>	
S U S P E C T	HEIGHT <b>5'10"</b> WEIGHT <b>180</b> HAIR COLOR <b>BROWN</b> EYE COLOR <b>BROWN</b>		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO <b>[Redacted]</b>	
	HOME / CONTACT PHONE <b>[Redacted]</b> ID NO. (SOC. SEC. / OP. LIC. / FBI / CII) <b>[Redacted]</b>		SF NO. / X NO. <b>[Redacted]</b>	
S U S P E C T	BOOKING SECTIONS / CHARGE #1 <b>CHARGE #2</b>		CHARGE #3 <b>CHARGE #4</b>	
	WARRANT # <b>[Redacted]</b> COURT # <b>[Redacted]</b> ACTION # <b>[Redacted]</b>		DEPT / ENROUTE TO <b>[Redacted]</b>	
S U S P E C T	WARRANT VIOLATION(S) <b>[Redacted]</b>		BAIL <b>[Redacted]</b> MIRANDIZED <b>[Redacted]</b>	
	CITATION # <b>[Redacted]</b> CITE VIOLATION (S) <b>[Redacted]</b>		DATE / TIME OF APPEARANCE <b>[Redacted]</b> LOCATION OF APPEARANCE <b>[Redacted]</b>	
S U S P E C T	SCHOOL NAME IF JUVENILE <b>[Redacted]</b> J# / D# <b>[Redacted]</b>		BOOK / CITE APPROVED BY (PRINT NAME / STAR) <b>[Redacted]</b>	
	M X-RAYS <input type="checkbox"/> MASS ARREST CODE <b>[Redacted]</b>		OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE (S) MISSING PERSON- SUBJECT DESCRIPTION <b>OPERATING THE (F1)MERCEDES AT TIME OF INCIDENT</b>	
S U S P E C T	PRIVATE PERSON'S ARREST: ON THIS DATE I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES.		SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED <input type="checkbox"/>	
	NAME (PRINT) <b>[Redacted]</b>		SIGNATURE <b>[Redacted]</b>	

INCIDENT NO. 981286432

981286404

page 2 of 18

RP CODES: N NOTIFY; P PARENT; R REPORTER; V VICTIM; W WITNESS

RACE CODES: A; B; F; H; I; O; U; W

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
W 2	OFFICER SAWYER S.F.P.D. #1127				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT)	
		94103		(415) 553-1373 N	
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT	
850 BRYANT STREET "CO. B"		94103			
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM
		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>		YES <input type="checkbox"/>	STATEMENT YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED	STAR
		YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
V 3	OFFICER FURMINGER S.F.P.D. #1297				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT)	
		94103		(415) 553-1373 N	
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT	
850 BRYANT STREET "CO. B"		94103			
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM
		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>		YES <input type="checkbox"/>	STATEMENT YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED	STAR
		YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 4	OFFICER J. MILLER S.F.P.D. #736				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT)	
		94103		(415) 553-1373 N	
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT	
850 BRYANT STREET "CO. B"		94103			
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM
		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>		YES <input type="checkbox"/>	STATEMENT YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED	STAR
		YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 5	OFFICER J. CHERNISS S.F.P.D. #387				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT)	
		94103		(415) 553-1373 N	
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT	
850 BRYANT STREET "CO. B"		94103			
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM
		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>		YES <input type="checkbox"/>	STATEMENT YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED	STAR
		YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>	ADD'L RP'S <input checked="" type="checkbox"/>

981286432

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO. 981286432

page 3 of 18

P CODES: N NOTIFY, P PARENT, R REPORTEE, V VICTIM, W WITNESS

RACE CODES: A; B; F; H; I; O; U; W

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 6	OFFICER VAN OVEREN S.F.P.D. #1560				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
					(415) 553-1373 N
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
850 BRYANT STREET "CO. B"				94103	
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION	FOLLOW-UP FORM
				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	YES <input type="checkbox"/> YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED
				YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>
				STAR	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 7	OFFICER RAMOS S.F.P.D. #1902				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
					(415) 553-1373 N
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
850 BRYANT STREET "CO. B"				94103	
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION	FOLLOW-UP FORM
				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	YES <input type="checkbox"/> YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED
				YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>
				STAR	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 8	OFFICER PARKER S.F.P.D. #447				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
					(415) 553-1373 N
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
850 BRYANT STREET "CO. B"				94103	
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION	FOLLOW-UP FORM
				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	YES <input type="checkbox"/> YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED
				YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>
				STAR	ADD'L RP'S <input checked="" type="checkbox"/>

CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB/AGE	RESIDENCE PHONE (DAY / NIGHT)
R 9	OFFICER D. MARON S.F.P.D. 1929				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
					(415) 553-1373 N
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
850 BRYANT STREET "CO. B"				94103	
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION	FOLLOW-UP FORM
				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	YES <input type="checkbox"/> YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE					
SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED
				YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>
				STAR	ADD'L RP'S <input checked="" type="checkbox"/>

INCIDENT NO. 981286432

page 4 of 18

RP CODES: N NOTIFY; P PARENT; R REPORTEE; V VICTIM; W WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTER

[Redacted]

EXTENT OF INJURY / TREATMENT	VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input checked="" type="checkbox"/>	STAR 1093	FOLLOW-UP FORM YES <input type="checkbox"/>	STATEMENT YES <input checked="" type="checkbox"/>
------------------------------	---	--------------	--	--

OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE  
INFORMATION TAKEN BY OFFICER VAN OVEREN #1560 / TAKEN TO RM #400 H.O.J. FOR INTERVIEW

SIGNATURE OF PARTY REPORTING MISSING PERSON	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input checked="" type="checkbox"/>
---	--	---	------	---

REPORTER

[Redacted]

EXTENT OF INJURY / TREATMENT	VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input checked="" type="checkbox"/>	STAR 1093	FOLLOW-UP FORM YES <input type="checkbox"/>	STATEMENT YES <input checked="" type="checkbox"/>
------------------------------	---	--------------	--	--

OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE  
INFORMATION TAKEN BY OFFICER VAN OVEREN #1560 / TAKEN TO RM #400 H.O.J. FOR INTERVIEW

SIGNATURE OF PARTY REPORTING MISSING PERSON	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input type="checkbox"/>
---	--	---	------	--

This is the last page of additional Rep/Vic. 10 [Redacted] listed.



991286404

## SAN FRANCISCO POLICE DEPARTMENT

## INCIDENT REPORT PROPERTY LISTINGS

INCIDENT NO. 9 8 1 2 8 6 4 3 2

page 5 of 18

PROPERTY CONDITION CODES: D DAMAGE; E EVIDENCE; F FOUND; L LOST; P PROPERTY FOR SAFEKEEPING; R RECOVERED; S STOLEN

ITEMS	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E 1	STATEMENT	6			
	SERIAL NO	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS FORM SFPD 377G				
ITEMS	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E 2	CRIME SCENE LOG	2			
	SERIAL NO	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS SFPD FORM 28				
ITEMS	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E 3	COPY MEDICAL EXAMINER PROPERTY RECEIPT	1			
	SERIAL NO	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS FOR JOHN DOE #113 / SLIP #01248				
ITEMS	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E 4	SFPD MUG SHOT	1			
	SERIAL NO	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				

This incident has 4 property entries.

981286404

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT VEHICLES

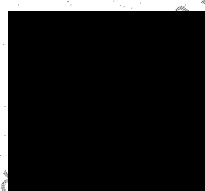
INCIDENT NO. 981286404

VEHICLE CODES: B BOOSTED; D DAMAGED; F USED FELONY; T TOWED; U USED OTHER; V VANDALIZED; X STRIPPED.

CODE F 1	LICENSE [REDACTED]	STATE 96	REG/YEAR 98	PLATE TYPE PC	VIN NO. W D B F A 6 7 F 4 T F 1 2 7 3 0 6	
VEH/YEAR 96	MAKE MERZ	MODEL SL 500	STYLE 2DR/CONV	COLOR BLK/SLVR	PLATE AND VIN MATCH? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	PLATE MISSING? FRONT <input type="checkbox"/> REAR <input type="checkbox"/>
CONDITION (CHECK ALL THAT APPLY) APPARENTLY DRIVABLE <input type="checkbox"/> BURNED <input type="checkbox"/> DAMAGED <input checked="" type="checkbox"/> STRIPPED <input type="checkbox"/>				DAMAGE		POINT OF ENTRY
CRIME TECHNICIAN NOTIFIED? YES <input checked="" type="checkbox"/>	387 FORM GIVEN TO OWNER YES <input type="checkbox"/>	TOW APPROVED BY (NAME/STAR) MCEACHERN #1124		TOWED TO (NAME/ADDRESS) C.S.I. / HOJ BASEMENT		TOW CHECK (NAME AND STAR)
HOLD FOR (UNITS) HOMICIDE		OTHER INFORMATION				
REGISTERED OWNER (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS JOHN M SMART						RESIDENCE PHONE (DAY / NIGHT) UNKNOWN
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO [REDACTED]						BUSINESS PHONE (DAY / NIGHT) [REDACTED]

1 vehicle(s) on this report. See na [REDACTED]

SFPD Crime Information Services Unit (415) 575-7232  
Retrieved 5/23/2019 at 11:17 AM



**TYPE OF INCIDENT CONT'D: DEATH REPORT****NARRATIVE:**

ON 10/06/98 AT ABOUT 2326 HOURS OFFICER SIMMONS #1460 AND I HEARD A RADIO TRANSMISSION STATING 216 WHICH IS THE RADIO CODE FOR SHOTS FIRED. SECONDS LATER WE HEARD ANOTHER CALL, THIS TIME 217 WHICH IS THE RADIO CODE FOR SHOOTING. WE WERE THEN GIVEN THE LOCATION OF HOWARD STREET AND 6TH.

SIMMONS AND I RESPONDED CODE "3" TO THE SCENE, ALONG WITH SEVERAL OTHER UNITS FROM THE SOUTHERN AND SURROUNDING DISTRICTS, SEE CAD REPORT AND COPY OF CRIME SCENE LOG ATTACHED.

UPON ARRIVING, WE SAW SFPD WAGON# W500 PARKED ON THE WESTSIDE OF 6TH STREET ( AT ABOUT [REDACTED] 6TH STREET). NEXT TO THE WAGON I SAW (V3)OFFICER FURMINGER LIMPING AND APPEARED TO BE IN PAIN. WE THEN SAW OFFICER SAWYER WHO WAS POINTING AT A SILVER CONVERTIBLE MERCEDES BENZ ON THE EAST SIDEWALK IN FRONT OF [REDACTED] 6TH STREET. INSIDE THE MERCEDES WAS A (S1)WHITE MALE SEATED INSIDE THE DRIVERS SEAT. AT OUR TIME OF ARRIVAL TO THE SCENE [REDACTED] WHITE MALE WAS THE ONLY OCCUPANT OF THE SILVER MERCEDES. [REDACTED] ONCE WE GOT CLOSER TO THE MERCEDES WE COULD SEE THAT THE (S1) WHITE MALE WAS SLUMPED OVER THE DRIVERS SIDE.

OFFICERS MILLER #736 AND RAMOS #1902 THEN PULLED THE (S1)WHITE MALE OUT OF THE DRIVERS SEAT. ONCE OUT OF THE DRIVERS SEAT WE COULD SEE THAT THE (S1)WHITE MALE SUFFERED FROM MULTIPLE WOUNDS. OFFICERS RAMOS, MILLER, AND MYSELF THEN BEGAN TO RENDERED FIRST AID TO THE (S1)WHITE MALE.

S.F. FIRE DEPARTMENT MEDIC 41 RESPONDED AND TOOK OVER RENDERING FIRST AID TO THE (S1)WHITE MALE.

I THEN SAW THAT OFFICER FURMINGER WAS INSIDE S.F.F.D. MEDIC 41 BEING TREATED FOR HIS INJURIES.

S.F. FIRE DEPARTMENT CAPT. MYERS #28 (RC1) PRONOUNCED THE (S1)WHITE MALE DECEASED AT 2335 HOURS ON 10/06/98.

LT. BORGES #1883 RESPONDED TO THE SCENE.



981286404

981	286	432
-----	-----	-----

INCIDENT REPORT NARRATIVE

OPERATIONS CENTER WAS NOTIFIED OF WHAT OCCURRED AND THEY IN TURN NOTIFIED 5H200 LT. ROBINSON #1458 WHO TOOK OVER THE INVESTIGATION.

LT. ROBINSON DIRECTED CRIMES SCENES TO COLLECT ALL PHYSICAL EVIDENCE.

OFFICERS WHO RESPONDED PREPARED STATEMENTS REGARDING THE INCIDENT, SEE ATTACHED COPIES.

[REDACTED] WHO WERE WITNESSES TO THE INCIDENT WERE DETAINED AT THE SCENE BY OFFICER VAN OVEREN #1560 AND LATER TRANSPORTED TO ROOM #400 OF THE H.O.J.

STATEMENTS, CRIME SCENE LOG, MEDICAL EXAMINER RECEIPT, AND A PHOTO WERE BOOKED AT COMPANY "B".

WHILE AT THE SCENE I RECEIVED INFORMATION FROM OFFICERS AT THE SCENE STATING THAT OFFICERS FURMINGER AND SAWYER WERE TRYING TO DETAIN A WHITE MALE AND [REDACTED] WHO WERE INVOLVED IN SOME TYPE OF PHYSICAL ALTERCATION. OFFICER PARKER THEN TOLD ME THAT UPON ARRIVING AT THE SCENE HE SAW PARKER POINTING HIS GUN AT A SILVER MERCEDES WHICH WAS ON THE SIDEWALK. PARKER THEN SAID HE SAW FURMINGER ON THE WESTSIDE OF 6TH STREET WALKING WITH A LIMP. PARKER TOLD ME THAT FURMINGER TOLD HIM HE WAS HIT BY THE CAR (THE SILVER MERCEDES).

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

90F18

INCIDENT NO. 981286404

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT OFF. PARKER #447				DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	BUSINESS PHONE (DAY / NIGHT) (415) 553-1373 N
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE	BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO 850 BRYANT ST.		ZIP CODE 94103
DATE OF STATEMENT Oct/07/1998	TIME STARTED 4:00 am	TIME COMPLETED 4:10 am	LOCATION WHERE STATEMENT TAKEN AT SCENE <input type="checkbox"/> OTHER CO. B			
STATEMENT TAKEN BY (NAME / STAR)			IN PRESENCE OF			

ON 10/6/98 AT APPROXIMATELY 2326 HRS., OFF. MARON #1929, OFF. FERRANDO #197 AND I WERE OUTSIDE OF 106 6TH ST. TALKING WITH A VICTIM OF A PURSE SNATCHING.

MOMENTS LATER WE HEARD WHAT APPEARED TO BE GUN SHOTS COMING FROM HOWARD AND 6TH ST. WHICH IS APPROXIMATELY 1 BLOCK SOUTH FROM WHERE WE WERE STANDING. WE THEN RAN DOWN S/B 6TH ST. TOWARDS HOWARD. ONCE THERE, I OBSERVED OFF. SAWYER #1127 POINTING HIS GUN AT THE DRIVER OF A SILVER MERCEDES (I DID NOT WITNESS OFFICERS SAWYER OR FURMINGER SHOOT AT THE VEHICLE), WHICH WAS LOCATED WITH THE FRONT TIRES ON THE SIDEWALK. ALSO OBSERVED SMOKE COMING FROM THE TIRES. I THEN SAW OFF. FURMINGER #1297 ON THE WEST SIDE OF 6TH ST. WALKING WITH LIMP. I ASKED FURMINGER IF HE WAS ALRIGHT AND HE TOLD ME THAT HE HAD BEEN HIT BY THE CAR (SILVER MERCEDES). OFF. FURMINGER THEN STATED THAT A [REDACTED] WEARING A THICK BLACK JACKET WHO WAS RIDING IN THE PASSENGER SEAT OF THE MERCEDES HAD FLED THE SCENE.

I DECLARE, UNDER PENALTY OF PERJURY, THAT THE ABOVE IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SFPD 981286404

000031

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

10 of 18

INCIDENT NO. 981286432											
NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT RAMOS, NELSON, JR.					DOB / AGE [REDACTED]		RESIDENCE PHONE (DAY / NIGHT) REFUSED		BUSINESS PHONE (DAY / NIGHT) 553-1373		
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO REFUSED					ZIP CODE		BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO 850 BRYANT ST.			ZIP CODE 94103	
DATE OF STATEMENT Oct/07/1998		TIME STARTED 3:10 am		TIME COMPLETED		LOCATION WHERE STATEMENT TAKEN AT SCENE <input type="checkbox"/> OTHER: 850 BRYANT ST.					
STATEMENT TAKEN BY (NAME / STAR) OFFICER SIMMONS / 1460					IN PRESENCE OF						

ON 10-6-98 OFFICER SEIDELL#1487 AND I RESPONDED TO THE 200 BLOCK OF 6TH ST ON A CALL OF AN OFFICER INVOLVED SHOOTING. UPON OUR ARRIVAL I OBSERVED A WHITE MALE SLUMP OVER THE STEERING WHEEL OF A GRAY MERCEDES. SEVERAL OFFICERS WERE YELLING THAT THE WHITE MALE HAD BEEN SHOT. 3B5C OFFICER MILLER AND I TOOK THE WHITE MALE OUT OF THE VEHICLE AND WE STARTED C.P.R. WE CONTINUED C.P.R. UNTIL WE WERE RELIEVED BY S.F.F.D. DISPATCH HAD BROADCASTED A DESCRIPTION OF A [REDACTED] THAT WAS WITH THE WHITE MALE AND WHO HAD FLED THE SCENE. DISPATCH HAD SAID THAT THE [REDACTED] WAS POSSIBLY [REDACTED] WITH [REDACTED] I HAD HAD PRIOR CONTACT WITH A [REDACTED] THAT WAS [REDACTED] AND HAD [REDACTED] I KNOW THIS [REDACTED] BY THE NAME OF [REDACTED] I INFORMED 3B110 SGT. MCEACHERN#1124 OF THIS AND HE TOLD ME TO GET A [REDACTED] OFFICER MARON WHO HAD RESPONDED TO THE SCENE AND WHO SAW THE [REDACTED] WENT WITH ME TO GET THE [REDACTED] OFFICER MARON INFORMED ME THAT THE PHOTO OF [REDACTED] LOOKED LIKE THE [REDACTED] WHO HAD FLED THE SCENE. I TOOK THE PHOTO TO HOMICIDE WERE ONE OF THE INVESTIGATORS [REDACTED] TO SHOW THE PHOTO TO OFFICER SAWYER WHO WAS INVOLVED [REDACTED] INCIDENT. I SHOWED THE PHOTO TO OFFICER SAWYER WHO TOLD [REDACTED] WAS NOT THE [REDACTED] WHO HAD FLED THE [REDACTED] GAVE OFFICER BONILLA#1093 WHO IS THE INVESTIGATING OFFICER THE MUG PHOTO OF [REDACTED] TO BOOK AS EVIDENCE.

I DECLARE, UNDER PENALTY OF PERJURY, THAT  
SIGNATURE OF PERSON GIVING STATEMENT

PERSONAL KNOWLEDGE

INCIDENT NO 9 8 1 2 8 6 4 3 2										11 OF 18			
NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT VAN OVEREN, THOMAS #1560						DOB / AGE		RESIDENCE PHONE (DAY / NIGHT)		BUSINESS PHONE (DAY / NIGHT) 553-1373			
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO						ZIP CODE		BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO 850 BRYANT STREET, CO.B				ZIP CODE 94103	
DATE OF STATEMENT Oct/07/1998		TIME STARTED 3:43 am		TIME COMPLETED 4:02 am		LOCATION WHERE STATEMENT TAKEN AT SCENE <input type="checkbox"/> OTHER: 850 BRYANT STREET, CO.B							
STATEMENT TAKEN BY (NAME / STAR) SIMMONS #1460						IN PRESENCE OF BONILLA #1093							

(N) ON 10/06/98 I RESPONDED TO HOWARD/6TH STREET IN RESPONSE TO THE OFFICER INVOLVED SHOOTING AT THAT LOCATION. UPON ARRIVAL I WAS DIRECTED BY SGT. MCEACHERN #1124 TO STAY WITH [REDACTED] AND [REDACTED] WHO WERE WITNESSES AT THE SCENE, UNTIL THE INVESTIGATORS COULD INTERVIEW THEM. I ASKED [REDACTED] WHAT HE SAW CONCERNING THE INCIDENT. [REDACTED] TOLD ME THAT [REDACTED] WAS STOPPED AT A RED LIGHT S/B ON 6TH STREET AT THE INTERSECTION WITH FOLSOM. AT THIS TIME [REDACTED] HEARD 2-4 GUN SHOTS. [REDACTED] SAID [REDACTED] TURNED AROUND AND SAW A CAR WHICH HAD CRASHED INTO A WALL AND POINTED TO WHERE THE SILVER MERCEDES WAS STOPPED AGAINST THE WALL. [REDACTED] THEN SAID [REDACTED] THEN SAW SOMEONE WHO MIGHT HAVE BEEN A POLICE OFFICER RUN OVER TO THE VEHICLE. [REDACTED] SAID THE VEHICLE THEN BEGAN MOVING AGAIN AND THEN [REDACTED] HEARD 1-2 MORE GUN SHOTS. [REDACTED] STATED THAT IT WAS HARD TO TELL WHAT WAS HAPPENING BECAUSE [REDACTED] WAS SO FAR FROM THE SCENE. A WHILE LATER AN INVESTIGATOR ARRIVED AND DIRECTED TWO OTHER OFFICERS TO ESCORT THE WITNESSES TO ROOM #400 IN THE HALL SO THEY COULD BE INTERVIEWED. FOR THE REMAINDER OF MY TIME AT THE SCENE I STAYED AT THE SOUTH END OF THE CRIME SCENE TO KEEP UNAUTHORIZED PEOPLE FROM [REDACTED] THE SCENE. (N)

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT  
SIGNATURE OF PERSON GIVING STATEMENT

ON MY PERSONAL KNOWLEDGE.

INCIDENT NO 981286432

12 of 10

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT <b>OFFICER J. CHERNISS #387</b>		DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	BUSINESS PHONE (DAY / NIGHT) <b>(415) 553-1373</b>
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO <b>COB</b>	
DATE OF STATEMENT <b>Oct/07/1998</b>	TIME STARTED <b>3:27 am</b>	TIME COMPLETED <b>3:33 am</b>	LOCATION WHERE STATEMENT TAKEN <b>COB</b>	
STATEMENT TAKEN BY (NAME / STAR) <b>CHERNISS 387</b>		IN PRESENCE OF		

AS I ARRIVED AT THE P/VEHICLE (MERCEDES) AT [REDACTED] AND 6TH I NOTICED THAT A WHITE MALE WAS UNCONSCIOUS WHITH HIS HEAD SLUMPED, AS HE SAT IN THE DRIVERS SEAT. OFFICER JAMES MILLER #736 TOLD ME THAT WE NEEDED TO PERFORM CPR ON THE INDIVIDUAL. I WAS NOTIFIED THAT OFFICER FURMINGER WAS INJURED AND SINCE OTHER OFFICERS HAD PULLED THE INDIVIDUAL FROM THE MERCEDES AND STARTED CPR, I CHECKED ON THE WELL BEING OF OFFICER FURMINGER AND SAWYER. I WAS SOON ORDERED BY LT. BORGES TO SEARCH THE AREA WITH OFFICER FERRANDO FOR THE OUTSTANDING WITNESS. OFFICER FERRANDO AND I OBTAINED THE WITNESS INFORMATION AND SEARCHED THE AREA TO NO AVAIL. I PERFORMED TRAFFIC AND CROWD CONTROL UNTIL THE BREAK DOWN OF THE CRIME SCENE.

I DECLARE, UNDER PENALTY OF PERJURY  
SIGNATURE OF PERSON GIVING STATEMENT

BASED ON MY PERSONAL KNOWLEDGE



981286404

## SAN FRANCISCO POLICE DEPARTMENT

## INCIDENT REPORT STATEMENT

INCIDENT NO.

981286432

page 13 of 16

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

OFFICER JAMES MILLER

DOB / AGE

736

RESIDENCE PHONE (DAY / NIGHT)

( )

BUSINESS PHONE (DAY/NIGHT)

( )

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

10-07-98

TIME STARTED

0326

TIME COMPLETED

0330

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

CO B

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

ON 10-06-98 I RESPONDED TO ASSAULT  
OFFICERS ON THE 200 BLOCK OF 6TH ST.  
UPON ARRIVAL I OBSERVED OFFICERS  
GROUPED AROUND A CAR THAT WAS  
ON THE EAST SIDEWALK OF 6TH ST.  
I OBSERVED THE SUSPECT UNCONSCIOUS  
IN THE DRIVER'S SEAT. A UNIDENTIFIED  
OFFICER TOLD ME THAT THE SUSPECT HAD  
BEEN SHOT. I TOOK THE SUSPECT  
FROM THE VEHICLE OFFICER RAMOS #192.  
AND I THEN [REDACTED] STARTED CPR ON THE  
SUSPECT AND [REDACTED] UNTIL SFPD  
ARRIVED. I THEN MAINTAINED THE  
CRIME SCENE LOG.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT

IS TRUE TO MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SFPD 981286404

000035

INCIDENT NO. 00000000

14 of 18

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT <b>Officer D. Maron #1929</b>		DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	BUSINESS PHONE (DAY / NIGHT) <b>(415) 553-1373 N</b>
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO <b>850 Bryant St</b> ZIP CODE <b>94104</b>	
DATE OF STATEMENT <b>Oct/07/1998</b>	TIME STARTED <b>4:00 am</b>	TIME COMPLETED <b>4:15 am</b>	LOCATION WHERE STATEMENT TAKEN AT SCENE <input type="checkbox"/> OTHER <b>850 Bryant ST</b>	
STATEMENT TAKEN BY (NAME / STAR)		IN PRESENCE OF		

ON 10-6-98 AT APPROXIMATELY 2318HRS, OFFICER PARKER #447, FERRANDO, AND I WERE IN FRONT OF [REDACTED] 6TH STREET REGARDING A POSSIBLE PURSE SNATCH. WHILE WE WERE TALKING WITH THE VICTIMS, I OBSERVED A SILVER CONVERTABLE MERCEDES DRIVE BY S/B 6TH STREET TOWARDS HOWARD. AS THE CAR DROVE BY, I COULD SEE A [REDACTED] SITTING IN THE PASSENGER SIDE OF THE VEHICLE WITH THE CAR WINDOW ALL THE WAY DOWN. AS [REDACTED] LOOKED OVER AT US, I NOTICED THAT [REDACTED] WAS MIDDLE-AGED, HAD BLACK HAIR, AND BLOTCHY COMPLEXION. [REDACTED] WAS ALSO WEARING A BLACK LEATHER JACKET. I ALSO NOTICED THAT THE DRIVER OF THE VEHICLE WAS A WHITE MALE. I THEN DIRECTED MY ATTENTION BACK TO THE VICTIMS OF THE PURSE SNATCH AT [REDACTED] 6TH STREET.

ROUGHLY ABOUT 2-3 MINUTES LATER, I HEARD SEVERAL GUN SHOTS DOWN THE STREET COMING FROM 6TH/HOWARD. OFFICER PARKER, FERRANDO, AND I SPRINTED DOWN TOWARDS 6TH/HOWARD. AS I RAN DOWN THE EAST SIDE OF THE STREET, I SAW OFFICER SAWYER FIRE SEVERAL SHOTS AT A SILVER CONVERTABLE MERCEDES FROM THE FRONT SIDE OF THE CAR. THE CAR APPEARED TO BE ONLY SEVERAL FEET IN FRONT OF HIM WHILE THE REAR TIRES WERE REACHING WITH WHITE SMOKE. THIS WAS THE SAME CAR THAT I SAW [REDACTED] OF [REDACTED] 6TH STREET MINUTES PRIOR.

I MOMENTARILY DIRECTED MY ATTENTION TO THE PEDESTRIANS THAT WERE ON THE SIDEWALK AND TOLD THEM TO GET DOWN ON THE GROUND FOR SAFETY. AS I GOT CLOSER TO THE SCENE, I NOTICED THAT THE CAR WAS HALFWAY UP ON THE SIDEWALK, MIDBLOCK ON THE EAST SIDE OF THE 6TH STREET. OFFICER SAWYER WAS STANDING ON THE SIDEWALK RIGHT NEXT TO THE DRIVERS SIDE WITH HIS FIREARM POINTED AT THE DRIVER. I RAN OVER TO THE DRIVERS SIDE AND NOTICED THAT THE [REDACTED] I NOTICED EARLIER, WAS NO LONGER IN THE CAR. OFFICER FURMINGER WAS IN THE MIDDLE OF THE STREET LIMPING AS HE WALKED OVER TO THE CAR TOWARDS US. NUMEROUS UNITS HAD RESPONDED TO THE SCENE AND SECURED THE AREA. AN IMMEDIATE SEARCH OF THE SURROUNDING AREA WAS CONDUCTED FOR THE [REDACTED] TO NO AVAIL.

LATER AT CO B., I WAS SHOWN A [REDACTED] OF THE [REDACTED] THAT WAS STILL OUTSTANDING BY OFFICER RAMOS. [REDACTED] (BF 12-26-59). THE MUG SHOT LOOKED VERY SIMILAR TO THE [REDACTED] THAT I SAW IN THE SILVER MERCEDES, BUT I AM NOT ABSOLUTELY SURE.

I DECLARE, UNDER PENALTY OF PERJURY,  
SIGNATURE OF PERSON GIVING STATEMENT

AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.



981286404

CITY & COUNTY OF SAN FRANCISCO  
MEDICAL EXAMINER-CORONER PROPERTY RECEIPT

HALL OF JUSTICE

DATE

12-6-98	A. M.	P. M.	48-1213
---------	-------	-------	---------

CASE NO.

THIS IS TO CERTIFY THAT I HAVE THIS DAY MADE A CAREFUL SEARCH OF THE CLOTHING AND THE PREMISES.

of 121-113 Doc 6113 Decedent

AND HAVE TAKEN POSSESSION OF THE PROPERTY DESCRIBED BELOW

Currency \$ \_\_\_\_\_ Coin \$ \_\_\_\_\_ Total \$ \_\_\_\_\_

Jewelry \_\_\_\_\_

Will \_\_\_\_\_ Bank Book \_\_\_\_\_

[REDACTED]

Address \_\_\_\_\_

Witness ☒ X

Address \_\_\_\_\_

Evidence or information indicating previous search \_\_\_\_\_ YES OR NO

By whom apparently made \_\_\_\_\_ Detail on Reverse Side

1998

POLICE COPY (ATTACH TO POLICE REPORT) 7400-02

01248

Retrieved by  
SFPD Crime Information

981286404

16 of 18



Retrieved by  
SFPD Crime Information

INCIDENT NUMBER:

981286432

1 of 2

TYPE OF INCIDENT:

HOMICIDE // SHOOTING // ASSAULT ON OFFICER

LOCATION:

6TH ST

DATE/TIME OF INCIDENT:

10-06-98 2327

OFFICER MAINTAINING LOG:

JAMES MILLER

STAR:

736

DATE/TIME LOG STARTED:

10-06-98 2340

RELIEF OFFICER:

STAR:

DATE/TIME:

TIME IN	NAME	POSITION/TITLE	REASON FOR ENTRY	TIME OUT
2327	OFF FURMINGER 1297	SFPD	INITIAL INVOLVED	2351
2327	SAWYER 1127		"	0140
2327	FERRANDO 197		"	0140
2327	PARIKER 447		"	0140
2327	MARON 1929		"	0140
2328	MILLER 736		BACK UP // FIRST AID	0255
2328	BONILLA 1093		" INITIAL INVEST	0235
2328	SIMMONS 1410		" INITIAL INVEST.	0235
2329	RAMOS 19		"	
2329	SIEDELL 14		BACUP	
2333	SFPD TRUCK 8	SFPD	MEDICAL AID	2355
2333	" ENGINE 8		"	2350
2333	" RESCUE CAPTAIN I		"	0020
	CAPTAIN MEYERS			
	" MEDIC 41	PARAMEDICS	"	2355
2335	AGER & AGER			
2338	OFF MARON 2252	SFPD	PERIMETER SEC.	0255
2338	CHERNISS 387		& ATTEMPT TO LOCATE	0255
2334	BUSH 545		WITNESSES	0100
2340	PENA 476			
2340	ARAUJO 444			
2340	SGT BROWNE 1893		SUPERVISION	0040
2340	LT CHIGNELL 1250			0135
2340	SGT McEALHERN 1124			0250
2340	LT BORGES 1883			0250
2340	SGT CASANEJO 146			0040
2340	OFF DANGERFIELD 250		TO HOSPITAL w/ FURMINGER	2355
2340	SGT TOM 1175		SUPERVISE	0250

SAN FRANCISCO POLICE DEPARTMENT

## CRIME SCENE LOG

2 of 2

INCIDENT NUMBER:

981286432

TYPE OF INCIDENT:

HOMICIDE // SHOOTING // ASSAULT ON OFFICER

LOCATION:

6TH ST

DATE/TIME OF INCIDENT:

10-06-98 2327

OFFICER MAINTAINING LOG:

J. MILLER 736

STAR:

DATE/TIME LOG STARTED:

10-06-98 2340

RELIEF OFFICER:

STAR:

DATE/TIME:

TIME IN	NAME	POSITION/TITLE	REASON FOR ENTRY	TIME OUT
2355	CAPT ASHE 428	SFPD	SUPERVISION	0230
2355	OFF VANOVEREN 1560		PERIMETER SEC.	0255
0015	INSP JIMINEZ		PRELIM INVEST.	0125
0015	SGT SORGIE 2245	POA		0150
0017	SGT TENNENBAUM	POA		0210
0018	LT COTA 357	SFPD	SUPERVISION	0020
0020	OFF RUONO 328			0140
0020	CAPT MARTEL 2013		SUPERVISION	0151
0020	ADA PHIL KEARN		DA'S INVEST.	0210
0025	CAPT WINTERS 14	PO		0210
0030	OFF SHOUPICE 2051		CSI	0255
0032	LT CORRIEA 1669		MED INVEST	0210
0034	SGT JONES		"	0210
0036	OFF KING 1366		ATTEMPT - LOCATE	0130
0036	OFF GRATEDA 1670		WITNESSES	0130
0039	D. CHIEF SANTOL		COMMAND STAFF	0115
0044	COM. FORTONI		"	0205
0046	DEP CORONER (1081)	CORONER	TO REMOVE BODY	0220
	LENQUE 124 123			
0046	INSP CASHEN 1630	SFPD	HOMICIDE	0200
0050	DA INVEST JONES 100	DA	DA'S INVEST	0210
0050	INSP PETERS 127	SFPD	PHOTO	0255
0055	INSP GORDON 983	SFPD	HOMICIDE	0200
0103	SEAN OONNOLY	POA		0130
0105	NAZARENO	MED. EXAMINER		0220
0105	LOUDERMILK	"		0220
0107	<del>LT OLEARY</del>	SFPD	SFPD LEGAL	
0120	LT ROBINSON 1458		HOMICIDE	0155 0215
0120	MT CHIEF LAU			0150
0140	LT SCHANDT 1936			0225
0240	CITY TOW		SFPD CSI TOWED VEH.	000040

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT HEADING

INCIDENT NO.

981286404

ARREST MADE ☐SUSP. KNOWN ☐SUSP. UNK ☐NON-SUSP. INCIDENT ☐

page 1 of 3

TYPE OF INCIDENT <b>POLICE INVOLVED SHOOTING</b>		INITIAL <input type="checkbox"/>	CAD NO.				
REPORTING UNIT <b>SH16</b>	DATE / TIME OF OCCURRENCE <b>10/14/98, 1100 HRS.</b>	DATE / TIME REPORTED TO POLICE <b>10/14/98, 1645</b>		RELATED CASE NUMBER(S)			
TYPE OF PREMISES <b>RESIDENCE</b>		LOCATION SENT TO <b>SAME</b>					
REPORTED TO BUREAU / OPS CENTER (NAME / STAR / DATE / TIME) <b>PERA #1937 10/14/98, 1100 HRS.</b>		DOMESTIC VIOLENCE <input type="checkbox"/>	(TYPE WEAPON USED)	ELDER ABUSE <input type="checkbox"/>	GANG RELATED <input type="checkbox"/>	JUVENILE SUBJECT <input type="checkbox"/>	PREJUDICE BASED <input type="checkbox"/>
I DECLARE, UNDER PENALTY OF PERJURY, THIS REPORT OF <b>3</b> PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL BELIEF FOLLOWING AN INVESTIGATION OF THE EVENTS AND PARTIES INVOLVED.							
REPORTING OFFICER (PRINT) <b>INSPE. HOLLY PERA</b>		STAR <b>1937</b>		BELIEF <b>937</b>			
STATION <b>HDM14DE</b>		REPORT REVIEWED BY (PRINT NAME / STAR) <b>DET. V. L. ROBINSON</b>					
WATCH <b>0100-1700</b>		Lieutenant #1458					
ASSIGN TO <b>SH200</b>	INCIDENT CODES <b>SUPP.</b>	COPY TO <b>MIS</b>		ICSS ENTRY <b>HP # 1937</b>			
HOW CLEARED		COPIES TO (NAME OF UNITS)					

FP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE	RP'S RELATIONSHIP TO SUBJECT <b>NONE</b>
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>	STAR <b>16</b>
		FOLLOW-UP FORM YES <input type="checkbox"/>	STATEMENT YES <input type="checkbox"/>
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>
		STAR <b>15</b>	ADD'L RPS <input type="checkbox"/>

SUBJECT CODES: A - ADMONISHED; B - BOOKED; C - CITED; D - DETAINED; E - EXONERATED; M - MISSING; S - SUSPECT; X - DIVERTED RACE CODES: A; B; F; H; I; O; U; W

CODE	NAME (LAST, FIRST, MIDDLE)		RACE	SEX	DOB / AGE	ALIAS
HEIGHT	WEIGHT	HAIR COLOR: BLK BLN GRY UNK RED BRN WHI SANDY BALD	EYE COLOR: BLK BLU BRN MIXED GRN HAZ GRY UNK	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE
HOME / CONTACT PHONE ( )		ID NO. (SOC.SEC. / OP. LIC. / FBI / CH)			SF NO. / X NO.	
BOOKING SECTIONS / CHARGE #1		CHARGE #2	CHARGE #3		CHARGE #4	WHERE BOOKED
WARRANT #	COURT #	ACTION #	DEPT / ENROUTE TO		CWB CHECK (PRINT NAME / STAR)	
WARRANT VIOLATION(S)			BAIL	MIRANDIZED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	STATEMENT YES <input type="checkbox"/>
CITATION #	CITE VIOLATION(S)		DATE / TIME OF APPEARANCE		LOCATION OF APPEARANCE	
SCHOOL NAME IF JUVENILE		J #/D#	BOOK / CITE APPROVED BY (PRINT NAME / STAR)			
M X-RAYS YES <input type="checkbox"/>	MASS ARREST CODE	OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE(S) / MISSING PERSON - SUBJECT DESCRIPTION				
ADD'L SUBJ.'S <input type="checkbox"/>						
PRIVATE PERSON'S ARREST: "ON THIS DATE, I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED, COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA. I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES."						
SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED <input type="checkbox"/>						
NAME (PRINT)						
SIGNATURE						



## SAN FRANCISCO POLICE DEPARTMENT

## INCIDENT REPORT PROPERTY LISTINGS

INCIDENT NO.  
981286404

page 2 of 3

PROPERTY CONDITION CODES: D - DAMAGE; E - EVIDENCE; F - FOUND; L - LOST; P - PROPERTY FOR SAFEKEEPING; R - RECOVERED; S - STOLEN

CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
E	LEATHER JACKET	1			
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	
			BLACK	1937	
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
		BOOKED INTO EVIDENCE BY INSP. HAWTHORNE # 21, CSI			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			
CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
SERIAL NO.		CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE
NARCOTICS LAB NO.		ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS			



INCIDENT NO.

981286404

page 3 of 3

INSP. TIDNEY #1930 AND I MET WITH [REDACTED] AT [REDACTED]. [REDACTED] SAID [REDACTED] WOULD BE WILLING TO ACCOMPANY US TO [REDACTED] TO SHOW US [REDACTED] LEATHER JACKET. [REDACTED] TRANSPORTED [REDACTED] TO [REDACTED]. [REDACTED] SHOWED ME [REDACTED] JACKET ON THE BASEMENT FLOOR, AND MENTIONED EN-ROUTE, THAT A BUTTON WAS TORN OFF THE COLLAR AREA OF [REDACTED] JACKET, WHEN S/JOHN SMART, JR. GRABBED AND SHOOK THE FRONT OF [REDACTED] COAT. [REDACTED] DID NOT KNOW WHERE THE BUTTON HAD GONE TO, BUT THOUGHT IT COULD BE FOUND IN SMART'S VEHICLE. I TOOK CONTROL OF THE COAT. I CONTACTED INSP. HAWTHORNE #301 OF CSI, WHO TOOK CONTROL OF THE COAT AND RECOVERED IT FOR EVIDENCE, FROM THE HOMICIDE DETAIL. [REDACTED] WAS GIVEN A RECEIPT FOR [REDACTED] COAT AND SHE WAS [REDACTED].